

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ROTHSCHILD BROADCAST
DISTRIBUTION SYSTEMS LLC,

Plaintiff,

V.

FUBOTV, INC.,

Defendant.

C.A. No. 1:20-cv-00393-MN

JURY TRIAL DEMANDED

**DEFENDANT FUBOTV, INC.'S MOTION TO DISMISS PURSUANT TO RULE
12(b)(6) AND 35 U.S.C. § 101**

Defendant fuboTV, Inc., by and through its undersigned counsel, hereby respectfully moves this Court to dismiss Plaintiff's Complaint (D. I. 1) with prejudice pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure and 35 U.S.C. § 101. To the extent the Complaint is not dismissed with prejudice pursuant to Rule 12(b)(6) and 35 U.S.C. § 101, Defendant respectfully, and in the alternative, moves this Court to dismiss the case pursuant to Rule 12(b)(6) for failure to state a claim for patent infringement. The grounds for this motion are set forth in fuboTV, Inc.'s Opening Brief In Support Of Its Motion To Dismiss Pursuant to Rule 12(b)(6) and 35 U.S.C. § 101.

WILSON SONSINI GOODRICH &
ROSATI, P.C.

/s/ Ian R. Liston

Ian R. Liston (Del. Bar ID 5507)
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Dated: July 27, 2020